



Ontario

Ministry of  
Consumer and  
Commercial  
Relations

Ministère de la  
Consommation  
et du  
Commerce

Registration  
Division  
  
Division de  
l'enregistrement

Suite 402, 4th Floor  
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Toronto, Ontario  
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416/596-  
XXXXXX 314-4889

October 3, 1995

**EM199510**

**MEMORANDUM TO:** Regional Managers  
Land Registrars

**FROM:** Arvind Damley  
Deputy Director of Land Registration  
Real Property Registration Branch

**RE: INCOME TRUST COMPANY**

By an order of the Ontario Court of Justice (General Division) dated Friday, September 29, 1995, Mr. Justice Houlden has appointed Coopers & Lybrand Limited as liquidator of the estate and effects of Income Trust Company to do all acts and execute all instruments for and on behalf of the Income Trust Company.

Registry Act:

A certified or a notarial copy of the court order dated March 6, 1995 appointing Coopers & Lybrand Limited as provisional liquidator and a certified or notarial copy of the court order appointing the liquidator is to be registered as one instrument in the General Register and the registration particulars are to be recited in any document executed by the liquidator, near or below the signature.

In addition to the above recital, a discharge of a mortgage will require a statement by the liquidator that the court orders are in full force and effect and have not been stayed, before a mortgage and the discharge can be ruled out from the abstract index. If the statement is not given in a discharge, the discharge is to be registered and a full entry of the discharge is to be made on the abstract index. The mortgage and the discharge entries are not to be ruled out.

Land Titles Act:

A certified or a notarial copy of the court order dated March 6, 1995 appointing Coopers & Lybrand Limited as provisional liquidator and a certified or notarial copy of the court order appointing the liquidator are to be attached to an instrument registered in the office for the first time. A statement by the liquidator that the court orders are in full force and effect and have not been stayed is required near or below the signature.

For all subsequent registrations in the same land registry office, the registration particulars of the document to which the court orders were attached may be recited and a statement by the liquidator that the said court orders are still in effect and have not been stayed is required near or below the signature.

Under both the Acts the document should be executed in a format similar to the following:

INCOME TRUST COMPANY  
by its liquidator  
Coopers & Lybrand Limited.

\_\_\_\_\_  
Signature:

Name:

We have authority to bind Coopers & Lybrand Limited or the corporate seal.

The court orders were registered on.....1995 as No. 123456  
The court orders are in full force and effect and have not been stayed.

If you need further clarification, please contact me at (416) 314-4889.

A handwritten signature in cursive script that reads "Arvind Danley". The signature is written in black ink and is positioned above a long, horizontal, slightly wavy underline.

cc: Ian Veitch  
Head Office Managers  
Legal Section